

Message Text

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47

ACTION L-03

INFO OCT-01 EUR-12 ISO-00 EB-07 CPR-01 CCO-00 CIAE-00

OTPE-00 FCC-02 INR-07 NSAE-00 OC-05 USIA-15 COME-00

BIB-01 DODE-00 DOTE-00 FMC-02 CG-00 OFA-01 DLOS-04

AF-06 ARA-10 EA-09 NEA-10 SP-02 SAL-01 ACDA-10 NASA-02

OES-05 PM-04 NSC-05 IO-11 OIC-02 SCA-01 TRSE-00 /139 W
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TO SECSTATE WASHDC PRIORITY 9240

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E.O. 11652: N/A

TAGS: PORG, ETEL, IMCO

SUBJECT: INMARSAT CONFERENCE, SECOND SESSION:
: PRIVILEGES AND IMMUNITIES

REF: STATE 41543 AND 40441

1. TRANSMITTED BELOW IS TEXT ADOPTED OVERWHELMINGLY
BY COMMITTEE I ON PRIVILEGES AND IMMUNITIES. TEXT
WOULD BE DIFFICULT TO ALTER AT THIS POINT. US DEL
BELIEVES IT SHOULD BE ACCEPTABLE TO US AS IT IS
ESSENTIALLY INTELSAT PROVISION AND WILL ACCEPT IT IN
PLENARY UNLESS OTHERWISE INSTRUCTED BY DEPARTMENT.

2. QUOTE. ARTICLE 30

PRIVILEGES AND IMMUNITIES

(1) WITHIN THE SCOPE OF ACTIVITIES AUTHORIZED BY THIS
CONVENTION, THE ORGANIZATION AND ITS PROPERTY SHALL BE
EXEMPT IN ALL STATES PARTY TO THIS CONVENTION FROM ALL
NATIONAL INCOME AND DIRECT NATIONAL PROPERTY TAXATION
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AND FROM CUSTOMS DUTIES ON INMARSAT SPACE SEGMENT

INCLUDING COMPONENTS AND PARTS ASSOCIATED THEREWITH.
EACH PARTY UNDERTAKES TO USE ITS BEST ENDEAVOURS TO
BRING ABOUT, IN ACCORDANCE WITH THE APPLICABLE DOMESTIC
PROCEDURE, SUCH FURTHER EXEMPTION FROM INCOME AND DIRECT
PROPERTY TAXATION, AND CUSTOMS DUTIES AS IS DESIRABLE,
BEARING IN MIND THE PARTICULAR NATURE OF THE ORGANI-
ZATION.

(2) ALL SIGNATORIES ACTING IN THEIR CAPACITY AS SUCH,
EXCEPT THE SIGNATORY DESIGNATED BY THE PARTY IN WHOSE
TERRITORY THE HEADQUARTERS IS LOCATED, SHALL BE EXEMPT
FROM NATIONAL TAXATION ON INCOME EARNED FROM THE ORGANI-
ZATION IN THE TERRITORY OF SUCH PARTY.

(3)(A) THE GOVERNMENT OF THE PARTY IN WHOSE TERRITORY
THE ORGANIZATION ESTABLISHES ITS HEADQUARTERS, OTHER
OFFICES OR INSTALLATIONS SHALL, AS SOON AS POSSIBLE
AFTER THE ENTRY INTO FORCE OF THIS CONVENTION, CONCLUDE
WITH THE ORGANIZATION AN AGREEMENT, TO BE APPROVED BY
THE COUNCIL, RELATING TO THE PRIVILEGES AND IMMUNITIES
OF THE ORGANIZATION, ITS DIRECTOR GENERAL, ITS STAFF,
OF EXPERTS PERFORMING MISSIONS FOR THE ORGANIZATION AND
OF REPRESENTATIVES OF PARTIES AND SIGNATORIES WHILST
IN THE TERRITORY OF THE HOST GOVERNMENT FOR THE PURPOSE
OF EXERCISING THEIR FUNCTIONS.

(B) SUCH AGREEMENT SHALL BE INDEPENDENT OF THIS
CONVENTION BUT SHALL TERMINATE:

(I) BY AGREEMENT BETWEEN THE HOST GOVERNMENT
AND THE ORGANIZATION;
OR

(II) IN THE EVENT OF THE HEADQUARTERS OF THE
ORGANIZATION BEING MOVED FROM THE TERRITORY
OF THE HOST GOVERNMENT.

(4) ALL PARTIES SHALL AS SOON AS POSSIBLE AFTER THE
ENTRY INTO FORCE OF THIS CONVENTION CONCLUDE A PROTOCOL
ON THE PRIVILEGES AND IMMUNITIES OF THE ORGANIZATION,
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ITS DIRECTOR GENERAL, ITS STAFF, OF EXPERTS PERFORMING
MISSIONS FOR THE ORGANIZATION AND OF REPRESENTATIVES
OF PARTIES AND SIGNATORIES WHILST IN THE TERRITORY
OF PARTIES FOR THE PURPOSES OF EXERCISING THEIR FUNCTIONS
SUCH PROTOCOL SHALL BE INDEPENDENT OF THIS AGREEMENT
AND SHALL PRESCRIBE THE CONDITIONS OF ITS TERMINATION.
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